

RESOLUTION 23-2012

A RESOLUTION OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA ACCEPTING 450' OF ROAD IMPROVEMENTS ON LETT LANE; PROVIDING FOR PAYBACK COST; DIRECTING THE CLERK TO ADD THE ROAD IMPROVEMENT TO THE ACCEPTED STREETS LIST AND COPY THIS RESOLUTION TO PUBLIC WORKS AND ST. JOHNS RIVER WATER MANAGEMENT; PROVIDING FOR REPEAL OF RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in 2008 the 450 linear foot right-of-way abutting all of parcel 520, all of parcel 559 and 50 feet of parcel 543 was improved to the Town standards; and,

WHEREAS, the acceptance of this portion of roadway and certification of costs was delayed because Council was waiting for the costs of construction to be submitted by the applicant so that council could also certify the costs which establishes the road payback amount; and,

WHEREAS, the only receipt received was from the road builder for \$42,314.00. Based on that expense the road payback shall be 47.02 per linear foot for parcels that have benefitted by the improvement of this section of road; and

NOW, THEREFORE BE IT RESOLVED BY THE TOWN OF MALABAR OF BREVARD COUNTY, FLORIDA that;

SECTION 1. The Malabar Town Council affirms the above statements.

SECTION 2. The Malabar Town Council directs Town Clerk to add this road improvement to the Accepted Streets list and copy this resolution to Public Works and St. Johns River Water Management that this portion of roadway has been approved for Town maintenance.

SECTION 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

SECTION 4. This Resolution shall take effect immediately upon passage.

This Resolution was moved for adoption by Council Member Rivet . The motion was seconded by Council Member McKnight and, upon being put to a vote, the vote was as follows:

| | |
|---------------------------------|---------|
| Council Member Carl Beatty | Aye |
| Council Member David White | Excused |
| Council Member Steve Rivet | Aye |
| Council Member Jeff McKnight | Aye |
| Council Member Marisa Acquaviva | Aye |

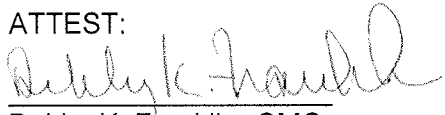
This Resolution was then declared to be duly passed and adopted this 6th day of August, 2012.

TOWN OF MALABAR
By:

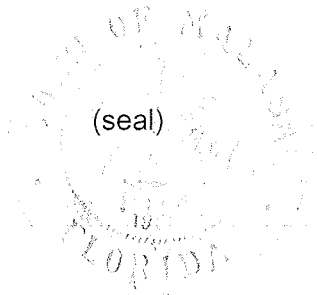


Mayor Phillip R. Crews
Council Chair

ATTEST:

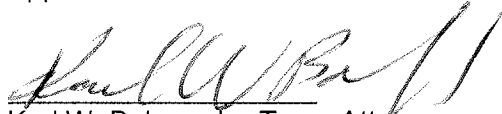


Debby K. Franklin, CMC
Town Clerk/Treasurer



(seal)

Approved as to Form and Content:



Karl W. Bohne, Jr., Town Attorney